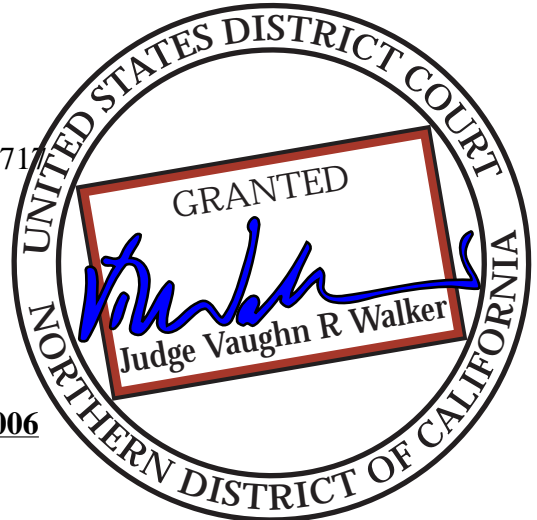


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Date: January 23, 2006



12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
15

16 SUNPOWER CORPORATION,

17 Plaintiff,

18 vs.

19 SUN POWER & GEOTHERMAL ENERGY
20 COMPANY, INC.,

21 Defendant.
22
23

CASE NO. C05 03233 VRW

**NOTICE OF DISMISSAL WITH
PREJUDICE PURSUANT TO
FED. R. CIV. P. 41(a)(1)**

24 NOTICE IS HEREBY GIVEN that plaintiff SunPower Corporation hereby dismisses this
25 action with prejudice pursuant to Fed. R. Civ. P. 41(a)(1), no answer or motion for summary
26 judgment having been served by defendant.
27
28

Respectfully Submitted,

PERKINS COIE BROWN & BAIN P.A.

Date: January 18, 2006

By: /s/

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